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10
11 **UNITED STATES DISTRICT COURT**
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 KATHLEEN VESTEVICH,

14 Plaintiff,

15 v.

16 THE UNITED STATES OF AMERICA;
CENTERS FOR MEDICARE AND
17 MEDICAID SERVICES; CNI
ADMINISTRATION SERVICES,
18 LLC,

19 Defendants.

Case No. 08 cv 0027 - L (JMA)

JOINT MOTION TO DISMISS
(Fed. R. Civ. P. 41)

Hon. M. James Lorenz

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21 The parties to this action, through their designated counsel, jointly move that the above-
22 captioned case be dismissed in its entirety with prejudice under Rule 41(a)(1)(ii) of the

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1 Federal Rules of Civil Procedure, with each party to bear its own attorneys' fees and costs of
2 suit.

3
4 August 26, 2008

Respectfully submitted,

KAREN P. HEWITT
United States Attorney

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6 /s/ **Thomas B. Reeve, Jr.**

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8 THOMAS B. REEVE, JR.
Assistant U.S. Attorney
Attorneys for the Defendants

9
10 August 26, 2008

11 The McClellan Law Firm

12 /s/ **Robert Joseph Chambers, II**

13
14 Robert Joseph Chambers, II
Attorneys for the Plaintiff